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# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) COMBINED WITH POWER OF ATTORNEY

☐ Declaration Submitted with Initial Filing

☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

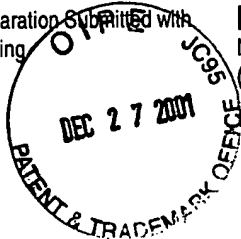
**Attorney Docket Number** PF02258NA

**First Named Inventor** Smith et al.

**Application Number** 09/886,346

**Filing Date** 6/21/01

**Group Art Unit** 2681

**Examiner Name**

☒ Regular (Utility) Application

☐ Design application

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR PROVIDING INSTANT MESSAGING IN A WIRELESS COMMUNICATION SYSTEM

the specification of which:

☐ is attached hereto

☒ was filed on: 6/21/01

as U.S. Serial No.: 09/886,346

and was amended on: \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed::

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
				<input type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Provisional Application Serial No.:	
Provisional Application Filing Date:	

I hereby claim the priority benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which is material to the patentability of this application and which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Application(s):

☒ no such application(s) filed  
☐ such application(s) identified as follows:

Application No.	Filing Date (day, month, year)	Status (Patented, Pending, Abandoned)

I hereby appoint the attorney(s) or agent(s) associated with: 20280 to prosecute this application and transact all business in the patent and trademark office connected therewith.

Address all telephone calls to:

Hisashi D. Watanabe

Telephone: 847-523-2322

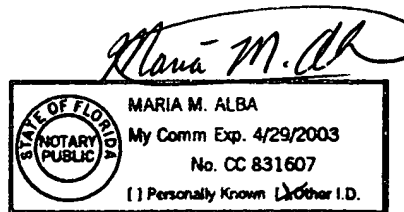
Facsimile: (847) 523-2350

Address all correspondence to: Customer Number 20280

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

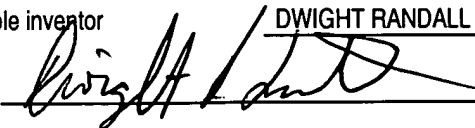
Full name of first-named or sole inventor	DWIGHT RANDALL SMITH		
Inventor's signature	(SEE ATTACHED) Date		
Residence	Grapevine	TX	
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Full name of second-named joint inventor	CRISTINA MENENDEZ RIVERON		
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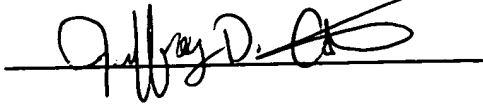


Maria m. Alba

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first-named or sole inventor			DWIGHT RANDALL SMITH				
Inventor's signature				Date		05 SEP 01	
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Full name of second-named joint inventor			CRISTINA MENENDEZ RIVERON				
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	Fort Worth	TX	76137
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